UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO WESTERN DIVISION (CINCINNATI)

THOMAS E. PEREZ, Secretary of Labor, :

U.S. Department of Labor,

Case No. 1:13-cv-00153-MRB

Plaintiff,

Judge: Michael R. Barrett

v.

KIDS UNIVERSE LEARNING CENTER, LLC and PATRICIA A. RIGGS.

Defendants.

Defendants.

CONSENT JUDGMENT AND ORDER

Plaintiff has filed his complaint and the Defendants, without admitting any violations of the Act, have agreed to the entry of this Judgment in accordance with the Stipulation between the parties filed herein. Therefore, upon motion of the attorneys for Plaintiff and the Defendants, and for cause shown:

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IT IS HEREBY ORDERED, ADJUDGED, AND DECREED, pursuant to section 17 of the Act, that the Defendants, their officers, agents, servants, employees, successors, assigns and all persons in active concert or participation with them be, and they hereby are, permanently enjoined and restrained from violating the provisions of the Act, in any of the following manners:

(a) Defendants shall not, contrary to sections 6 and 15(a)(2) of the Act, pay any of their employees who in any workweek are engaged in commerce or in the production of

goods for commerce or who are employed in an enterprise engaged in commerce or in the production of goods for commerce (including any enterprise engaged in the operation of a preschool), within the meaning of the Act, wages at a rate less than the applicable minimum wage of \$7.25 under the Act (or at a rate less than such other applicable minimum rate as may hereafter be established by amendment to the Act).

- (b) Defendants shall not, contrary to sections 7 and 15(a)(2) of the Act, employ any of their employees who in any workweek are engaged in commerce or the production of goods for commerce, or who are employed in an enterprise engaged in commerce or in the production of goods for commerce (including any enterprise engaged in the operation of a preschool), within the meaning of the Act, for workweeks longer than forty hours, unless such employee receives compensation for his employment in excess of forty hours at a rate not less than one and one-half times the regular rate at which he is employed.
- (c) Defendants shall not fail to make, keep, and preserve records of their employees and of the wages, hours, and other conditions and practices of employment maintained by them as prescribed by the regulations issued, and from time to time amended, pursuant to section 11(c) of the Act and found in 29 C.F.R. Part 516.

II

Each party shall bear its/his/their own fees and other expenses incurred by such party in connection with any stage of this proceeding to date with no costs and expenses, including, but not limited to, any and all costs and expenses referenced under the Equal Access to Justice Act, as Amended.

MICHAEL R. BARRETT United States District Judge
United States District Judge
ented to and notice by the Clerk to the
For Plaintiff, Thomas E. Perez, Secretary of Labor:
/s/ Matthew M. Scheff MATTHEW M. SCHEFF (82229)
Trial Attorney
Dated: _9/30/13
United States Department of Labor Office of Solicitor
1240 East Ninth St., Room 881
Cleveland, OH 44199
(216) 522-3878 (216) 523-7173 (Farr)
(216) 522-7172 (Fax) scheff.matthew@dol.gov

OF COUNSEL:

M. PATRICIA SMITH Solicitor of Labor

CHRISTINE Z. HERI Regional Solicitor

BENJAMIN T. CHINNI Associate Regional Solicitor